

## **AGENDA**

### **SPECIAL MEETING BOARD OF MAYOR AND ALDERMEN (ROAD HEARING)**

**September 24, 2007**

**6:00 PM  
Aldermanic Chambers  
City Hall (3<sup>rd</sup> Floor)**

1. Mayor Guinta calls the meeting to order.
2. The Clerk calls the roll.
3. Mayor Guinta advises that the purpose of the road hearing is to hear those wishing to speak in favor of or in opposition to a proposed street discontinuance petition, followed by viewing the area of the petition and determination of the action to be taken on such petition. Such petition shall be addressed at which time the Public Works Director shall be requested to make a presentation following which those wishing to speak in favor will be heard, followed by those wishing to speak in opposition. Anyone wishing to speak must first step to the nearest microphone when recognized and state his/her name and address in a clear, loud voice for the record. Each person will be given only one opportunity to speak and any questions must be directed to the Chair.

**A.**     *Petition to discontinue a portion of North Turner Street*

Mayor Guinta requests that Frank Thomas, Public Works Directors, make a presentation.

Mayor Guinta calls for those wishing to speak in favor.

Mayor Guinta calls for those wishing to speak in opposition.

4. Mayor Guinta advises that a motion is in order to recess the hearing and proceed to view the area of petition presented.
5. Mayor Guinta calls the meeting back to order at the site of the petition.

**Item 3A**      *Petition to discontinue a portion of North Turner Street*  
**Ladies and Gentlemen, what is your pleasure?**

6. Mayor Guinta advises that this being a special meeting of the Board, no further business shall be presented and a motion to adjourn would be in order.

To the Board of Mayor and Aldermen of the City of Manchester:

The Committee on Community Improvement respectfully recommends, after due and careful consideration, that a petition for discontinuance of North Turner Street be referred to a Road Hearing on a date to be set by the City Clerk.

The Committee further recommends since there has been no evidence that Verney Street exists, that this portion of the petition relating to North Turner Street and Verney Street be received and filed.

*(Unanimous vote with the exception of Aldermen Duval and O'Neil who were absent.)*

Respectfully submitted,



Clerk of Committee

At a meeting of the Board of Mayor and Aldermen

held Aug. 7, 2007 on a motion of Ald. O'Neil

duly seconded by Ald. DeVries the report

of the Committee was accepted and its recommendations

(adopted) ~~(deleted)~~

  
City Clerk

**BRADY SULLIVAN**  
**P R O P E R T I E S**

May 17, 2007

**(VIA REGULAR MAIL)**

City of Manchester  
Office of the City Clerk  
One City Hall Plaza  
Manchester, NH 03101

**RE: Petition for Release and Discharge  
Verney Street and North Turner Street**

To the Board of Mayor and Alderman:

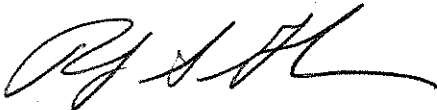
Please accept this correspondence as formal request for the release and discharge of Verney Street and North Turner Street from public servitude and/or that these streets be discontinued. Based upon the information available, the undersigned believes that Verney Street is a "paper" street, while North Turner Street was laid out and accepted as a public way.

Verney Street extends north from Foundry Street towards Bridge Street for a distance of approximately 426.83 feet. North Turner Street extends north from Foundry Street towards Bridge Street and "dead-ends" in the 95-195 McGregor Street lot. A boundary plan dated May 2002, by CLD Consulting Engineers, Inc., is enclosed for your reference. The undersigned believes said plan accurately reflects the location of these streets and the surrounding area.

Please contact the undersigned with any questions. Thank you for your consideration.

Sincerely,

Brady Sullivan Properties, LLC  
Agent for Brady Sullivan Millworks, LLC, Owner of 95-195 McGregor Street



Randy S. Gordon  
Associate Counsel

Enclosure

670 N. COMMERCIAL STREET MANCHESTER NH 03101  
P 603.622.6223 F 603.622.7342  
BRADYSULLIVAN.COM



**BRADY•SULLIVAN**  
**P R O P E R T I E S**

May 21, 2007

**(VIA REGULAR MAIL)**

City of Manchester  
Office of the City Clerk  
Attn: Ms. Carol Johnson  
One City Hall Plaza  
Manchester, NH 03101

**RE: Petition for Release and Discharge  
Verney Street and North Turner Street**

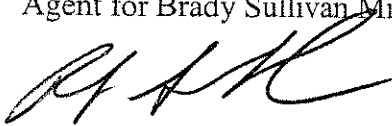
Dear Ms. Johnson:

Per our telephone conversation of today, please find enclosed an additional copy of the plan previously submitted, as well as a reduced version of same.

Please contact the undersigned with any questions. Thank you for your consideration.

Sincerely,

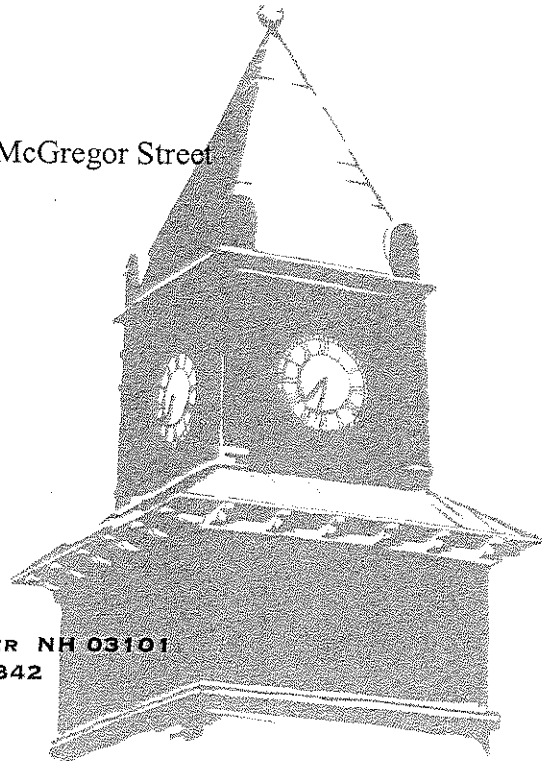
Brady Sullivan Properties, LLC  
Agent for Brady Sullivan Millworks, LLC, Owner of 95-195 McGregor Street

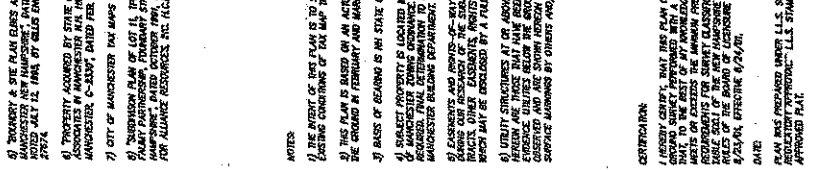
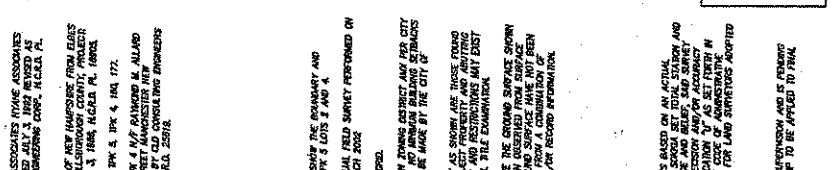
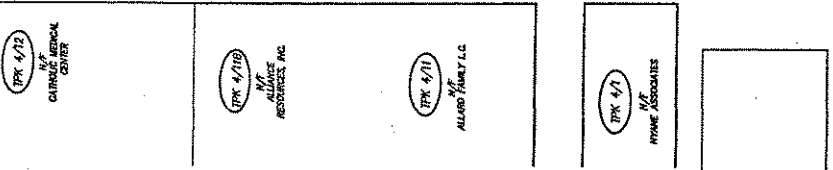
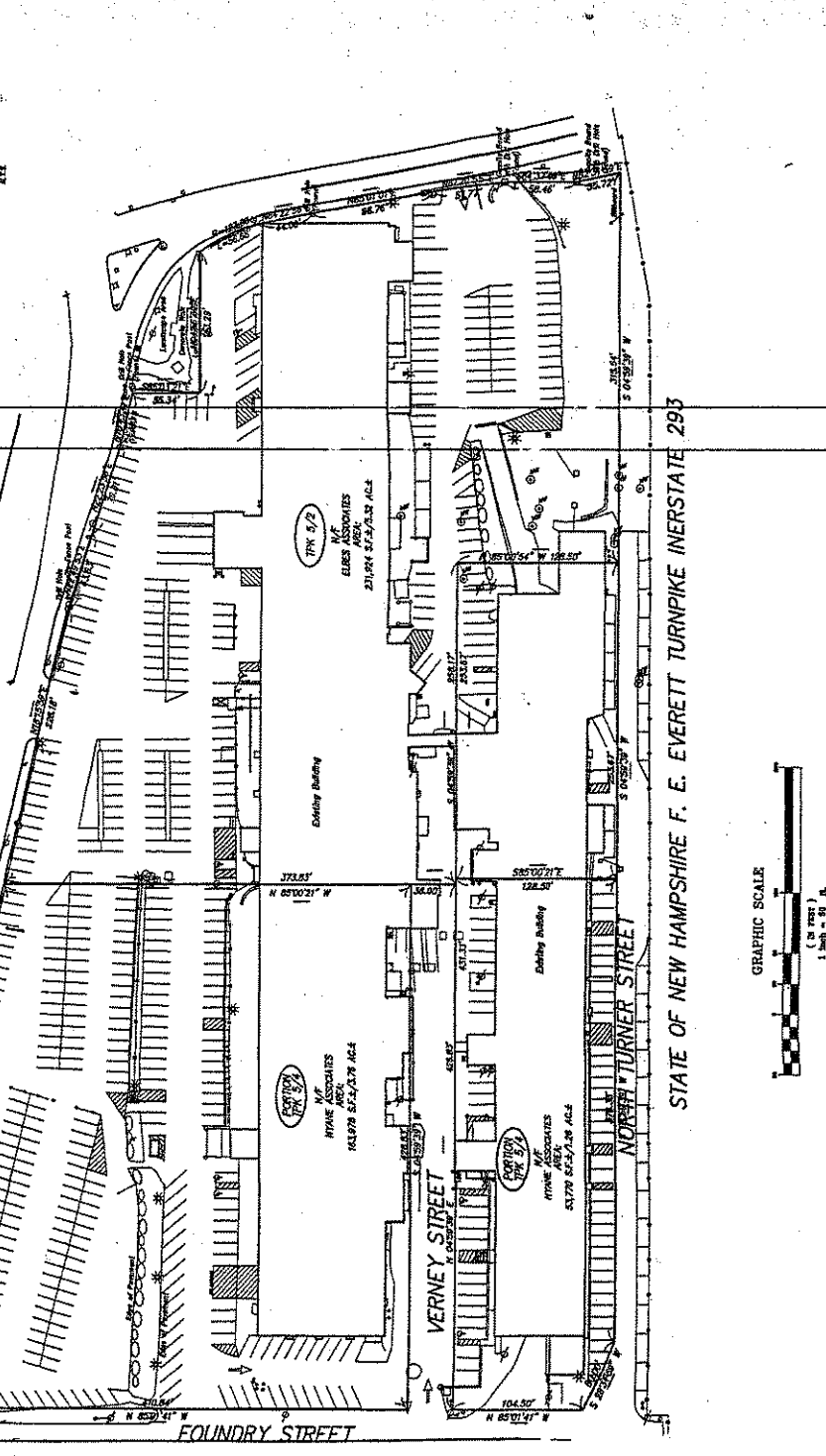
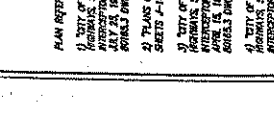
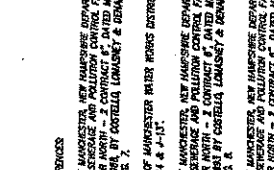
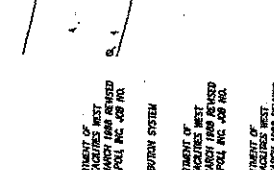
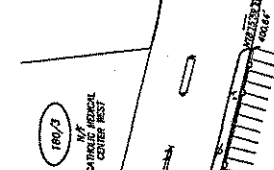
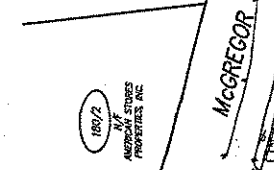
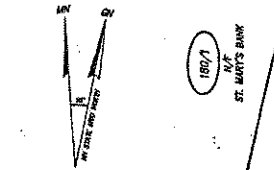
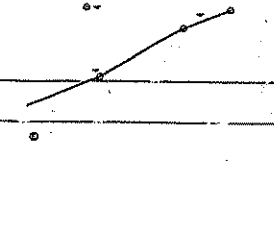


Randy S. Gordon  
Associate Counsel

Enclosures

670 N. COMMERCIAL STREET MANCHESTER NH 03101  
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**City of Manchester  
Department of Highways**

227 Maple Street  
Manchester, New Hampshire 03103-5596  
(603) 624-6444 Fax # (603) 624-6487

**Commission**

Edward J. Beleski  
- Chairman  
Joan Flurey  
William F. Houghton Jr.  
Robert R. Rivard  
William A. Varkas

Frank C. Thomas, P.E.  
Public Works Director

Kevin A. Sheppard, P.E.  
Deputy Public Works Director

July 3, 2007

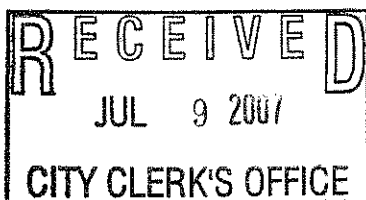
Community Improvement Committee of the Board of Mayor and Aldermen  
City Hall  
c/o Leo R. Bernier, City Clerk  
One City Hall Plaza  
Manchester, New Hampshire 03101

RE: PETITION FOR DISCONTINUANCE OF NORTH TURNER STREET AND VERNEY STREET

Dear Committee Members,

We have reviewed the referenced item and have found the following:

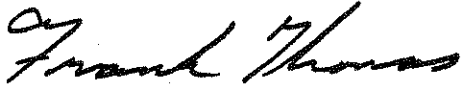
- Petitions to layout and to establish grade for Verney Street are in the Highway Department records and dated October, 1942. We have no record of the disposition of those petitions.
- This portion of North Turner Street and Verney Street were the subject of a court action by the Superior Court April Term, 1943, Sessions 8, Amoskeag Industries, Inc vs. Mayor and Aldermen of the City of Manchester.
- Documents in our files indicate the Court granted the petition for laying out North Turner Street north from Douglass Street to Bridge Street
- Those same documents indicate the Court did not grant the petition for laying out Verney Street
- An exhibit plan should be submitted delineating the extent of the discontinuance of North Turner Street. The submitted plan is unsealed and defines only a portion of the westerly line of the street, with some of those dimensions overwritten.



July 3, 2007

While the Highway Department supports the discontinuance of North Turner Street the petition needs review by the Solicitors Office.

Sincerely,

A handwritten signature in cursive script that reads "Frank Thomas". The signature is written in black ink and is positioned above the printed name and title.

Frank Thomas, P.E.  
Public Works Director

MJM  
cc: File





**BRADY SULLIVAN**  
**P R O P E R T I E S**

August 15, 2007

**(VIA REGULAR MAIL)**

City of Manchester  
Office of the City Clerk  
Attn: Paula  
One City Hall Plaza  
Manchester, NH 03101

**RE: Petition for Release and Discharge  
Verney Street and North Turner Street  
Abutters List**

Dear Paula:

Per your request, please find enclosed an abutters list. As you may recall, I have indicated that we are unable at the present to provide a more detailed plan of North Turner Street per the request of Martin Mitchio at the Highway Department. I have notified him of same.

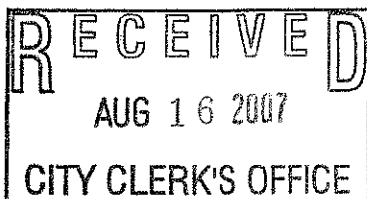
Please schedule the Road Hearing at your earliest convenience. As always, feel free to contact me with any questions. Thank you for your consideration.

Sincerely,  
Brady Sullivan Properties, LLC  
Agent for Brady Sullivan Millworks, LLC, Owner of 95-195 McGregor Street



Randy S. Gordon  
Associate Counsel

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